

JUL 06 2021

Clerk, U.S. Courts  
District of Montana  
Missoula Division

UNITED STATES DISTRICT COURT  
DISTRICT OF MONTANA  
HELENA DIVISION

STEPHEN P. KELLY,  
General Delivery.  
U.S. Post office.  
Omaha, NE 68007,  
Plaintiff,

vs.

KRISTINE ANDERSON, in her  
official capacity, OUR PLACE  
DROP IN CENTER, a Montana  
entity, MARVIN COLEMAN, in  
his official capacity, GOOD  
SAMARITAN, a Montana business  
entity, THERESA ORTEGA, in her  
official capacity, PATTY

HALL, individually, JOSH HEFFERNAN, individually, and GEORGE HEATH, in his official capacity, 631 N. Last Chance Gulch., Helena, MT 59601,  
Defendant(s)

COMPLAINT FOR DECLARATORY  
JUDGMENT AND INJUNCTIVE  
RELIEF AND COMPLAINT FOR  
DAMAGES

Comes now the Plaintiff in the above styled action and does show cause for complaint as follows:

(1) This is an action sustained by, STEPHEN P. KELLY, hereinafter, Plaintiff KELLY and SUES the defendant's jointly, KRISTINE ANDERSON, in her official capacity, OUR PLACE DROP IN CENTER, a Montana entity, MARVIN COLEMAN, in his official capacity, GOOD SAMARITAN, a Montana business

entity, Theresa ORTEGA, in her official capacity, PATTY HALL, individually, JOSH HEFFERNAN, individually, and GEORGE HEATH, in his official capacity, alleging:

(a) Discrimination, (b) interference into an isolated judicial matter, (c) unlawful disclosure, (d) unlicensed practice of Law, (U.P.L.), (e) religious based interference, and (f) verbal assault, libel, and slander, defamation.

## NATURE OF THE CASE

(2) This concise case is predicated upon six consecutive aspects of Law, where (a) any entity at which serves a public venue, (concisely mental health clients), are clearly prohibited from engaging into any (unlawful disclosure) of privileged information

(3)



without privilege or consent  
per the client!

(b) In the event that an  
order of protection/restraining  
order is in place upon a concise  
party then pursuant to Monta-  
na Legislation, the respon-  
dent party being sued for  
restraint, is required under law,  
in which to depart any place  
of business upon such time  
at which the petitioner  
party arrives despite the  
fact that the respondent  
party, may have very well been  
at such place of business  
prior to the arrival of the  
petitioner party!

(c) As to the above stated  
facts of interference with  
a pending judicial order,  
a cause of action sufficing  
further discrimination rises  
here!

(d) The concise claim existing of, U.p.L. (unLicensed practice of Law), rises here where any such party whom which is a (non Licensed) attorney, is strictly prohibited from assisting other's in the construing of any judicial pleading, and or from the (unLawful) rendition of legal advice! Defendant party, (Kristine Anderson), is clearly Libel here!

(e) Verbal assault, Libel, and Slander rises here where, pursuant to a claim in fed. court, diversity of citizen-ship MUST be asserted, and further an untrue, and false statement imposed upon a private party, may in fact assert civil damages in court. Included in this concise claim, an inJunctive order may be imposed upon the defendant parties enjoining joint defendant's from



speaking of any defamatory words or quotes upon Plaintiff's (Legal name)!

(f) AS to a concise claim of, (religious based interference,  
& (non-comparable), religious  
practice of an isolated  
religion, and its member's,  
or even missionaries, whom  
which interfere and place  
a (specific religious pressure,  
upon client's would in fact  
rise as severe religious based  
(interference)! For example,  
the catholic diocese whom  
which owns the our place  
drop in center, does not  
engage into any religious  
pressure to the catholic  
religion, which would exists  
as (most unlawful), being  
that the entity of the our  
place drop in center is  
federally funded!

## PARTIES

(3) Plaintiff, STEPHEN P. KELLY is a former client, of the defendant's, Our Place drop in center, owned at the primary authority of the Catholic Diocese of Helena!

(4) Capacity defendant, KRISTINE ANDERSON, acts in her official capacity, as assistant manager over the concise our place drop in center.

(5) Capacity defendant, MARVIN COLEMAN, acts in his official capacity as primary, and general manager over the entire our place drop in center.

(6) Business and corporate defendant's, GOOD SAMARITAN, exists as, an official entity under the authority of the

(7)

Catholic Diocese of Helena, and is further governed at the hands of defendant, ORTEGA.

(7) Capacity defendant, Theresa Ortega, exists as the executive director over the Our Place drop in center, and obtains primary authority over each named defendant.

(8) Individual defendant, Patty Hall is an official client, and volunteer at the concise Our Place drop in center.

(9) Individual defendant, Josh Heffernan, acts in his official capacity as an official volunteer at the concise Our Place drop in center, under the authority of the Good Samaritan entity.

(10) Capacity defendant, George Heath, acts in his official capacity as a staffing personnel within the confines



of the our place drop in center.

## JURISDICTION AND VENUE

(11) This federal court obtains subject matter diversity jurisdiction pursuant to diversity of citizenship, where all parties are citizen's of different states! 28 U.S.C. § 1332.

(12) The financial amount in dispute is in excess of, \$75,000, exclusive of interest, between citizen's of different states!

(13) Diversity jurisdiction is hereby properly pleaded, where it clearly establishes that each named defendant exists as a citizen of diverse states, and diversity of citizenship is grounded upon 28 U.S.C. § 1332, in pertinent part as stipulated here and above!

(14) Diversity of citizenship rises here where Plaintiff, STEPHEN P. KELLY is a citizen of the state of Nebraska, and resides outside of the State of Montana.

(15) Defendant, KRISTINE ANDERSON, is a citizen of the diverse state of Montana, and has resided in Montana at all times material to this action.

(16) Defendant, MARVIN COELMAN, is a citizen of the diverse state of Montana, and has resided in Montana at all times material to this action.

(17) Entity defendant, OUR PLACE DROP IN CENTER, exists as a sole Montana business, and each employee obtains their citizenship solely in Montana.

(18) Defendant, THERESA ORTEGA, is a citizen of the state of Montana, and has

resided in Montana at all times material to this action.

(19) Defendant, PATTY HALL, is a citizen of the state of Montana, and has resided in Montana at all times material to this action.

(20) Defendant, JOSH HEFFERNAN, is a citizen of the state of Montana, and has resided in Montana at all times material to this action.

(21) Defendant, GEORGE HEATH, is a citizen of the state of Montana, and has resided in Montana at all times material to this action.

## STATEMENT OF FACTS

(22) Upon the concise date of June 14<sup>th</sup>, 2021, defendant, ANDERSON, Severely Violated State Legislation, as to (privacy)



and (CONFIDENTIAL) breaches where she in fact shared and disclosed sole privacy information concerning Plaintiff's legally binding name within an official incident report, to sex offender, and stalker, Josh Heffernan, without privilege or consent per Plaintiff, KELLY.

(123) This concise breach of privacy, and (unlawful) disclosure occurred within the confines of the our place drop in center, placing clear liability upon this concise entity!

(124) on June 14<sup>th</sup>, 2021, defendant, ANDERSON, in fact engaged into a severe act of (U.P.L.), unlicensed practice of law, upon such time at which she most (unlawfully) drafted, and construed a civil judicial petition in favour, and in (legal) assistance to Josh Heffernan, in concerns of

Plaintiff, KELLY, as to a  
(false, and fabricated) order  
of protection in the city  
municipal court of Helena!

(25) AS to, Discrimination at  
the hands of defendant,  
ANDERSON, she in fact directed  
Plaintiff, KELLY to depart the  
our place drop in center and to  
not return, at the most  
(unlawful) cause where there  
was in fact a local court order  
of protection in place upon  
defendant, Josh Heffernan,  
filed per KELLY, as Montana  
Legislation articulates that  
in the event the petitioner  
party arrives at any location,  
even if the respondent party  
is (already) at such place of  
business, then (under Law) the  
respondent party is required  
to depart such premises,  
(without interference) per  
any other party!



(26) AS to a cause of Verbal ASSAULT, Libel and SLANDER, upon a CONTINUOUS pattern, JOINT defendant's, Josh Heffernan, George Heath, and Patty Hall, ALL three combined gather in a small group within the confines of the our place drop in center, and engages into a SLANDEROUS, and defamatory conversation AS to THE LEGAL name of Plaintiff KELLY, (without privilege or consent), per KELLY!

(27) AS to a cause of religious based interference, the sister missionaries from the church of JESUS CHRIST of Latter-Day Saints, obtain a custom, practice, and policy, in which to enter into the official our place drop in center and right out harass, and engage into religious pressure upon a wide- -spread numeration of clients, including imposing religious pressure directly upon PLAIN- -iff, Kelly! (Non-comparable)



treatment of (other religious entities)!

(28) NOTE/Important! For example, The Catholic Diocese of Helena owns the Our Place drop in center, and owns Good Samaritan entity, however, because the Our Place drop in center is (federally funded), it is prohibited from practicing any (religious), or spiritual teachings, and or applying pressure on clients, based upon the religious aspects

(29) This concise claim is most (plausible), where the sister missionaries are clearly permitted at the hands of defendant's, Coleman, Ortega, and Anderson, in which to attend the Our Place drop in center, and then to teach, and push upon clients including Plaintiff, KELLY, the sole, and isolated

(Mormon) doctrine, where  
because the our place drop in  
center is, (federally funded),  
the catholic process, and more  
Catholic faith does not so much  
as, (interfere) or apply any  
such religious pressure!

(30) A severe religious based  
violation at the hands of  
the mormon sister missionaries,  
does in fact exists where, the  
missionaries does walk about  
the our place drop in center,  
teaching to client's, and  
concisely Plaintiff, KELLY the  
(a) book of mormon, (b) the  
pearl of Great price, and (c)  
the official mormon doctrine  
and covenants! (D & C).

(31) Further discrimination  
rises where at the cause of  
the our place drop in center,  
existing as a (federally funded)  
entity, the drop in center, and  
Good Samaritan, are required  
under federal law in which



to obtain a (non discriminatory)  
grievance process for ALL  
CLIENT'S, including Plaintiff,  
KELLY to file a direct  
grievance without any  
interference, retaliation,  
or reprisal, where defendant,  
Marvin Coleman, the our  
place drop in center general  
manager, engages into a,  
custom, practice, and policy,  
in which to direct a client, to  
depart the drop in center, and  
to retaliate at the cause  
of a client desiring to obtain  
an official grievance form,  
and to further file an entitled  
grievance!

(32) Defendant, Coleman  
has in fact directed Plaintiff,  
KELLY to depart the our  
place drop in center, in an  
avenue of corrupt RETALIATE-  
ion, solely at the cause of  
KELLY, requesting to file  
an official grievance within  
the our place drop in center!



(33) Liability in fact exists upon defendant's, ANDERSON, COLEMAN, and ORTEGA, in that the three JOINT OFFICIAL'S over both entitie's named, clearly fail and refuses with clear intent to take corrective action, and further condones, and Coleman even so much as ratifies the severe misconduct of his staff, and designies! (Failure of oversight)!

#### CLAIM ONE

(34) Defendant, ANDERSON has most (unlawfully) disclosed privacy, and confidential information to a non author-ized party without privilege or consent per Plaintiff!

#### CLAIM TWO

(35) Defendant, ANDERSON has most unlawfully

interfered, and discriminat-  
-ed upon Plaintiff, KELLY as  
to a pending judicial matter.

### CLAIM THREE

(36) Defendant, ANDERSON  
has engaged into SEVERE  
(UNLAWFUL MISCONDUCT), where  
she (WITHOUT A LICENSE) to  
practice Law, (U.P.L.), drafted,  
and conserved a civil judicial  
petition, in clear repres-  
-entation of a mere drop  
in center client!

### CLAIM FOUR

(37) Three defendant's, HEATH,  
HALL, and HEFFERNAN, has  
engaged into a SEVERE act of  
SLANDEROUS, and defamatory  
quotes upon Plaintiff's  
quality reputation, and good  
character, without privilege  
or consent per Plaintiff!

### CLAIM FIVE

(38) Defendant's, ORTEGA, ANDERSON, and COLEMAN, permits a sole religious entity, the (L.D.S.) church to enter into a (federally funded) drop in center, and to interfere into Plaintiff's religious freedom from pressure as to a concise religious material such as, (a) the book of mormon, (b) the pearl of greater price, and (c) the sole mormon doctrine and covenants! (D & C).

### CLAIM SIX

(39) Defendant's, ORTEGA, COLEMAN, and ANDERSON, all three combined as oversight personnel does clearly condone, and ratify the severe misconduct of all other defendant's!



## RELIEF

WHEREFORE, upon the premises considered, it is respectfully requested upon this honorable court for the entry of a civil judgment as follows:

(a) Enter an injunctive order enjoining, federally funded defendant's from continuing to deny, or recalitate upon Plaintiff, in which to file a grievance with both entities.

(b) Award Plaintiff with punitive damages in a financial amount of, \$900,000, against corporate, and entity defendant's.

(c) civil jury process.

I declare under penalty  
of perjury the foregoing to  
be true and correct.

Signed this 1<sup>st</sup> Day of,  
July, 2021.

Stephen P. Kelly  
(SIGNATURE OF PLAINTIFF)